

Service Date: August 2, 2000

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

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IN THE MATTER of the Application)	
Of Red Butte Pipeline Company to)	UTILITY DIVISION
Transfer Certain Assets in Montana)	DOCKET NO. D2000.5.73
From Marathon Ashland Pipe Line, LLC)	ORDER NO. 6256a
To Red Butte.)	

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DEFAULT ORDER

FINDINGS OF FACT

1. On May 22, 2000, the Montana Public Service Commission (PSC) received an application from Red Butte Pipe Line Company (Red Butte) for approval of the transfer of certain assets in the Elk Basin Field, Carbon County, Montana from Marathon Ashland Pipeline, LLC (Marathon) to Red Butte. The rules, regulations and rates currently in effect for Marathon will remain the same. Marathon Ashland Pipeline is a crude oil gathering pipeline. Red Butte has filed a new tariff (Montana PSC No. 2).

2. On June 23, 2000, the PSC issued and published a Notice of Application and Intervention Deadline, requiring intervention by July 21, 2000 in order to conduct a public hearing. The PSC received no petitions for intervention.

3. The PSC has reviewed the Application and finds the proposed transfer acceptable.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission has jurisdiction over the rates and charges of common carrier pipelines pursuant to Title 69, Chapter 13, Montana Code

Annotated (MCA).

2. Red Butte is a common carrier pipeline carrying crude petroleum products and therefore is subject to the jurisdiction of the Commission.

ORDER

IT IS HEREBY ORDERED THAT:

1. The PSC approves the transfer of assets for Red Butte Pipe Line.
2. This Order shall be effective for service rendered on and after August 1, 2000.

DONE IN OPEN SESSION at Helena, Montana on this 1st day of August, 2000 by a 5-0 vote.

BY THE ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

DAVE FISHER, Chairman

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.